

EMERGENCY COMMISSION MEETING
Minutes
Wednesday, June 4, 2003

A meeting of the Emergency Commission was held on Wednesday, June 4, 2003, in the Governor's Conference Room. Present in the conference room were Governor John Hoeven, Senator Bob Stenehjem, and Secretary of State Al Jaeger. Members participating via telephone conference call were Senator Bill Bowman (for Senator Ray Holmberg) and Representative Ken Svedjan. Governor Hoeven called the meeting to order at 10:33 a.m.

Requests identified with an asterisk will be forwarded for the June 23, 2003, meeting of the Legislative Budget Section Committee per the provisions of N.D.C.C. § 54-16-04.1 and N.D.C.C. § 54-16-04.2.

1. **North Dakota State University (Request # 1437)**

Request approval, under the provisions of N.D.C.C. § 54-16-13, to modify and extend an existing line of credit for \$9,000,000 with the Bank of North Dakota into the 2003-2005 biennium for expenditures (with the same prior stipulations) related to damages caused by a natural disaster occurring in Fargo on June 19 and 20, 2000, and which line of credit was originally approved by the Emergency Commission for \$12,500,000 on July 21, 2000.

Rep. Svedjan moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.

2. **University of North Dakota (Request # 1438)**

Request approval, under the provisions of N.D.C.C. § 54-16-13, to modify and extend an existing line of credit for \$3,600,000 with the Bank of North Dakota into the 2003-2005 biennium for expenditures (with the same prior stipulations) related to damages caused by a natural disaster occurring in Grand Forks in the spring of 1997, and which line of credit was originally approved for \$12,000,000 by the Emergency Commission on August 4, 1997, and extended by the Emergency Commission on June 11, 2001.

Rep. Svedjan moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.

3. **Department of Human Services * (Request # 1439)**

Request approval for a line item transfer of \$2,630,100 from operating line, division of information technology, (\$200,000) and human service centers line (\$2,430,100) to grants, medical assistance line, for state match for Medicaid shortfall to be used along with deficiency appropriations in HB 1200 (\$850,000) and SB 2025 (\$15,450,000), and approval for increased spending authority of \$22,000,000 to accept funds from the U. S. Department of Health and Human Services for grants line, medical assistance, (\$22,000,000) for Medicaid payments.

Rep. Svedjan moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.

4. **Department of Human Services * (Request # 1440)**

Request approval for increased spending authority of \$3,165,000 to accept federal funds of \$2,693,000 from the U. S. Department of Health and Human Services and Other Funds of \$472,000 from third party collections for human service center line (\$3,165,000) for Medicaid eligible individuals and for substance abuse prevention and treatment programs for a targeted population.

Rep. Svedjan moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.

5. **Department of Human Services * (Request # 1441)**
Request approval for increased spending authority of \$2,750,000 to accept federal funds from the U. S. Department of Health and Human Services for grants line, children and family services, (\$2,750,000) for foster care and subsidized adoption caseloads.

Secretary Jaeger moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.
6. **Department of Human Services * (Request # 1442)**
Request approval for a line item transfer of \$2,753,000 from operating line to grants line, assistance payments, (\$2,753,000) for low income heating and assistance program.

Rep. Svedjan moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.
7. **North Dakota Veterans Home * (Request # 1443)**
Request approval to add 8.28 full-time equivalent (FTE) positions to 2003-2005 appropriation in order to allow the filling of positions already funded in Section 7 of HB 1007 as passed by the 58th Legislative Assembly.

Rep. Svedjan moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.
8. **North Dakota Veterans Home * (Request # 1444)**
Request approval for a line item transfer of \$75,000 from salaries line to operating line (\$75,000) for unanticipated expenses related to HIPPA law compliance, performance audit fees, travel costs for board members to attend meetings regarding performance audit, and for advertising for new administrative and accounting manager.

Secretary Jaeger moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.
9. **Department of Financial Institutions (Request # 1445)**
Request approval for a line item transfer of \$19,879 from salaries line to operating line (\$19,879) for records automation program, central services, and professional development for examiners.

Secretary Jaeger moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.
10. **Office of Adjutant General * (Request # 1446)**
Request transfer of \$81,000 from state contingency fund and approval for increased spending authority in National Guard Emergency Fund line to accept transferred funds for expenses (\$31,000) related to fighting grass fires from April 9 through April 11, 2003, and as a reserve (\$50,000) for unforeseen future disasters.

Rep. Svedjan moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.
11. **Department of Commerce – Community Services Division * (Request # 1447)**
Request approval for increased spending authority of \$3,500,000 to accept pass-through federal funds from the North Dakota Department of Human Services of unutilized funds in the low income home energy assistance program for the 2001-2002 heating season, which funds can now be used for the weatherization assistance program.

Rep. Svedjan moved for approval. Senator Stenehjerm seconded the motion. All members voted aye. Motion carried.

12. **North Dakota Parks & Recreation Department * (Request # 1448)**
Request approval for a line item transfer of \$140,000 from operating line to equipment line (\$140,000) to allow for the purchase of a snowmobile trail groomer.

Senator Bowman moved for approval. Senator Stenehjem seconded the motion. All members voted aye. Motion carried.
13. **Secretary of State (Request # 1449)**
Request approval for a line item transfer of \$34,500 from equipment line to operating line (\$34,500) to allow proper coding of expenditures for computer hardware and office equipment purchases below the \$750 threshold that cannot be charged to the equipment line.

Senator Stenehjem moved for approval. Rep. Svedjan seconded the motion. All members voted aye. Motion carried.
14. **North Dakota Division of Emergency Management * (Request # 1450)**
Request transfer of \$149,479.04 from state contingency fund and approval for increased spending authority in grants line (\$149,479.04) to accept transferred funds to reimburse federal agencies for expenses related to fighting fires in July 2002 and April 2003.

Senator Stenehjem moved for approval with the added stipulation that any unused funds due to lower than anticipated invoicing by federal agencies are to be returned to the state contingency fund. Rep. Svedjan seconded the motion. All members voted aye. Motion carried.
15. **North Dakota Division of Emergency Management (Request # 1451)**
Request approval, under the provisions of N.D.C.C. § 54-16-13, to secure a line of credit for \$2,647,481 from the Bank of North Dakota for state's share of open cases for flooding disasters occurring in 1997, 1999, 2000, and 2001.

Senator Stenehjem moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.
16. **North Dakota State Radio Communications * (Request # 1452)**
Request approval for a line item transfer of \$57,000 from operating line to salaries line (\$22,000) and equipment line (\$35,000) for higher than anticipated expenses related to overtime and fringe benefits and to replace radio base stations.

Rep. Svedjan moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.
17. **Department of Corrections & Rehabilitation – Prisons Division * (Request # 1453)**
Request approval for a line item transfer of \$725,000 from security and safety line to support services line (\$725,000) for deficiencies in medical funding for expenses related to the retention of nurses as well as expenses for pharmaceuticals and institutional fees.

Senator Bowman moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.
18. **Department of Corrections & Rehabilitation – Field Services Division * (Request # 1454)**
Request approval for a line item transfer of \$100,000 from institutional offender services line to victim services line (\$100,000) to pay pending crime victim compensation claims.

Secretary Jaeger moved for approval. Senator Bowman seconded the motion. All members voted aye. Motion carried.

19. **North Dakota Department of Health * (Request # 1455)**

Request approval for increased spending authority of \$781,889 to accept federal funds from the U. S. Department of Health and Human Services, Health Resources and Services Administration (HRSA), for operating line (\$781,889) to fund study by University of North Dakota, Center for Rural Health, as to the circumstances and characteristics of those North Dakotans who do not have health insurance and for the development of a plan to increase the number of citizens having health insurance and to improve access to health care services.

Senator Bowman moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.

The meeting adjourned at 12:25 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Alvin A. Jaeger". The signature is fluid and cursive, with the first name "Alvin" and last name "Jaeger" clearly distinguishable.

Alvin A. Jaeger
Secretary of State
Secretary to Emergency Commission